

The SPEAKER pro tempore (Mr. THORNBERRY). The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Ms. SLAUGHTER. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

The vote was taken by electronic device, and there were—yeas 409, nays 1, not voting 21, as follows:

[Roll No. 101]

YEAS—409

Abercrombie	Crane	Hastings (WA)
Aderholt	Crenshaw	Hayes
Akin	Crowley	Hayworth
Andrews	Culberson	Hefley
Armey	Cummings	Herger
Baca	Cunningham	Hill
Bachus	Davis (CA)	Hilleary
Baird	Davis (FL)	Hilliard
Baker	Davis (IL)	Hinchee
Baldacci	Davis, Jo Ann	Hinojosa
Baldwin	Davis, Tom	Hobson
Ballenger	Deal	Hoeffel
Barcia	DeFazio	Hoekstra
Barr	Delahunt	Holden
Barrett	DeLauro	Holt
Bartlett	DeLay	Honda
Barton	DeMint	Hooley
Bass	Deutsch	Horn
Becerra	Diaz-Balart	Hostettler
Bentsen	Dicks	Houghton
Bereuter	Dingell	Hoyer
Berkley	Doggett	Hulshof
Berman	Doolittle	Hunter
Berry	Doyle	Hutchinson
Biggert	Dreier	Hyde
Billirakis	Duncan	Isakson
Bishop	Dunn	Israel
Blagojevich	Edwards	Istook
Blumenauer	Ehlers	Jackson (IL)
Blunt	Ehrlich	Jackson-Lee
Boehlert	Emerson	(TX)
Boehner	Engel	Jefferson
Bonilla	English	Jenkins
Bonior	Eshoo	John
Bono	Etheridge	Johnson (CT)
Borski	Evans	Johnson (IL)
Boswell	Everett	Johnson, E. B.
Boucher	Farr	Johnson, Sam
Boyd	Ferguson	Jones (NC)
Brady (PA)	Filner	Kanjorski
Brady (TX)	Flake	Kaptur
Brown (FL)	Fletcher	Keller
Brown (OH)	Foley	Kelly
Brown (SC)	Ford	Kennedy (MN)
Bryant	Fossella	Kennedy (RI)
Burr	Frank	Kerns
Burton	Frelinghuysen	Kildee
Buyer	Galleghy	Kilpatrick
Callahan	Ganske	Kind (WI)
Calvert	Gekas	King (NY)
Camp	Gephardt	Kingston
Cannon	Gibbons	Kirk
Cantor	Gilchrest	Klecza
Capito	Gillmor	Knollenberg
Capps	Gilman	Kolbe
Cardin	Gonzalez	Kucinich
Carson (IN)	Goode	LaFalce
Carson (OK)	Goodlatte	Lampson
Castle	Gordon	Langevin
Chabot	Goss	Lantos
Chambliss	Graham	Largent
Clay	Granger	Larsen (WA)
Clayton	Graves	Larson (CT)
Clyburn	Green (TX)	Latham
Coble	Green (WI)	LaTourrette
Collins	Greenwood	Leach
Combest	Grucci	Lee
Condit	Gutknecht	Levin
Conyers	Hall (TX)	Lewis (CA)
Cooksey	Hansen	Lewis (GA)
Cox	Harman	Lewis (KY)
Coyne	Hart	Linder
Cramer	Hastings (FL)	Lipinski

LoBiondo	Payne	Skeen
Lofgren	Pelosi	Skelton
Lowey	Pence	Slaughter
Lucas (KY)	Peterson (MN)	Smith (MI)
Lucas (OK)	Peterson (PA)	Smith (NJ)
Luther	Petri	Smith (TX)
Maloney (CT)	Phelps	Smith (WA)
Maloney (NY)	Pickering	Snyder
Manzullo	Pitts	Solis
Markey	Platts	Souder
Mascara	Pombo	Spence
Matheson	Pomeroy	Spratt
Matsui	Portman	Stark
McCarthy (MO)	Price (NC)	Stearns
McCarthy (NY)	Pryce (OH)	Stenholm
McCollum	Putnam	Strickland
McCrery	Quinn	Stupak
McGovern	Radanovich	Sununu
McHugh	Rahall	Tancredo
McInnis	Ramstad	Tanner
McIntyre	Rangel	Tauscher
McKeon	Regula	Tauzin
McKinney	Rehberg	Taylor (MS)
McNulty	Reyes	Terry
Meehan	Reynolds	Thomas
Meek (FL)	Riley	Thompson (CA)
Meeks (NY)	Rodriguez	Thompson (MS)
Menendez	Roemer	Thornberry
Mica	Rogers (KY)	Thune
Millender-	Rogers (MI)	Thurman
McDonald	Rohrabacher	Tiahrt
Miller (FL)	Ros-Lehtinen	Tiberi
Miller, Gary	Ross	Tierney
Miller, George	Rothman	Toomey
Mink	Roukema	Towns
Moakley	Roybal-Allard	Trafigant
Mollohan	Royce	Turner
Moore	Rush	Udall (CO)
Moran (KS)	Ryan (WI)	Udall (NM)
Moran (VA)	Ryun (KS)	Upton
Morella	Sabo	Velazquez
Murtha	Sanchez	Visclosky
Myrick	Sanders	Vitter
Nadler	Sandlin	Walden
Napolitano	Sawyer	Walsh
Neal	Saxton	Wamp
Nethercutt	Scarborough	Waters
Ney	Schaffer	Watkins
Northup	Schakowsky	Watt (NC)
Norwood	Schiff	Watts (OK)
Nussle	Schrock	Waxman
Oberstar	Scott	Weiner
Obey	Sensenbrenner	Weldon (FL)
Oliver	Serrano	Weller
Ortiz	Sessions	Wexler
Osborne	Shadegg	Whitfield
Ose	Shaw	Wicker
Otter	Shays	Wilson
Owens	Sherman	Wolf
Oxley	Sherwood	Woolsey
Pallone	Shinkus	Wu
Pascrell	Shows	Wynn
Pastor	Simmons	Young (AK)
Paul	Simpson	Young (FL)

NAYS—1

Capuano

NOT VOTING—21

Ackerman	Fattah	LaHood
Allen	Frost	McDermott
Clement	Gutierrez	Rivers
Costello	Hall (OH)	Stump
Cubin	Inslee	Sweeney
DeGette	Issa	Taylor (NC)
Dooley	Jones (OH)	Weldon (PA)

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Messrs. TANCREDO, WAMP, ENGEL, MANZULLO, LARGENT, UDALL of Colorado and GREEN of Texas and Ms. HOOLEY of Oregon changed their vote from “nay” to “yea.”

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

Stated for:

Mr. MCDERMOTT. Mr. Speaker, on rollcall No. 10 H. Res. 134 I was absent because of mechanical problems with the aircraft I was on. Had I been present, I would have voted “yea.”

## SPECIAL ORDERS

The SPEAKER pro tempore (Mr. THORNBERRY). Under the Speaker's announced policy of January 3, 2001, and under a previous order of the House, the following Members will be recognized for 5 minutes each.

## QUESTIONABLE DECISIONS COMING FROM SUPREME COURT

The SPEAKER pro tempore (Mr. FLAKE). Under a previous order of the House, the gentleman from New York (Mr. HINCHEY) is recognized for 5 minutes.

Mr. HINCHEY. Mr. Speaker, I wanted to address myself this evening to a decision by the Supreme Court of the United States which came down around the end of last month, about 2½ weeks ago. It is a decision by the Supreme Court, a five to four decision, another one of those narrow decisions that is decided by one of the nine justices, which I think has very deep and compelling implications for every American.

Let me tell you what that decision entailed. It involved a case in the State of Texas. The situation was this: A woman, a young mother, was bringing two of her children home from soccer practice. She was driving a pickup truck. The two children were in the cab with her. She was driving through a community at 15 miles per hour.

She was stopped by a police officer of that community, and she was stopped because the police officer observed that she was not wearing a seat belt. There was no other infraction. She was driving below the speed limit, she had not violated any other of the vehicle and traffic laws or anything else. She was simply stopped by the police officer because he observed that she was not wearing a seat belt.

He stopped her, with her two children; and he placed her under arrest. He put her in handcuffs, arrested her, took her into custody, and was about to take the two children into custody when, fortunately, a neighbor came by and took custody of the two children and took them home. But the woman was arrested and taken off to jail in handcuffs. She was later forced to place bond, \$310 bond, for a violation, the fine for which would have been no more than \$50 if the maximum fine had been imposed.

The woman sued the city in Texas. It went through the court system and finally worked its way to the Supreme Court. The Supreme Court in a five to four decision declared that the officer was right in arresting her; he was right in putting her in handcuffs; he was right taking her into custody, taking her to jail; and it was right to force her to post a bail of more than \$300.

By the way, in the meantime they searched the vehicle. They searched the pickup truck, and they found some very dangerous equipment in the truck: A bicycle, two tricycles, a cooler